

FIRST REGULAR SESSION

HOUSE BILL NO. 887

97TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES KELLY (45) (Sponsor), BARNES,
JONES (50) AND SCHARNHORST (Co-sponsors).

2093H.01I

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 32, RSMo, by adding thereto one new section relating to the sale or disclosure of driver record information.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 32, RSMo, is amended by adding thereto one new section, to be known as section 32.403, to read as follows:

32.403. 1. Notwithstanding the provisions of chapter 610 or any other provision of law, the department of revenue shall not sell or otherwise disclose any information consisting of a person's name, address, date of birth, sex, height, weight, eye color, driver license number, driving history showing speeding tickets or other violations, Social Security number, photograph, telephone number, electronic mail address, or medical or disability information including restrictions.

2. Information restricted under subsection 1 of this section may be disclosed if allowed under 18 U.S.C. Sections 2721 to 2725 as amended, however, such information shall not be disclosed to a business entity except for the purpose of verifying information voluntarily provided to the business.

3. Any person may bring a claim against the department of revenue in a court of proper jurisdiction alleging a violation of this section and asking for civil damages in an amount not to exceed ten thousand dollars, attorney fees and costs, and such injunctive relief as a court deems proper. A violation shall consist of the unauthorized release of information with regard to a particular person, without regard to the type or quantity of information released.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 **4. If the department of revenue chooses to release information in accordance with**
18 **subsection 2 of this section, the department shall charge only such actual fees as necessary**
19 **to process the request for information, but in no case shall the fees charged exceed the**
20 **amount that is charged for a substantially similar information request under chapter 610.**

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